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EL CENTRO FOODS, INC.

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

EL CENTRO FOODS, INC., a ) **Case No.: CV 09-04106 MEJ**  
California Corporation, )  
) **THIRD STIPULATION TO**  
) **EXTEND TIME TO RESPOND TO**  
Plaintiff, ) **COMPLAINT AND ~~PROPOSED~~**  
) **ORDER THEREON**  
vs. )  
)  
)  
FOOD ALL THE TIME, INC., dba Mr. )  
Pizza Man, VICTOR M. PEREZ, an )  
individual, RAYMOND KLEIN, an )  
individual and DOES 1-10, )  
)  
Defendants. )

WHEREAS Plaintiff El Centro Foods, Inc. filed a complaint alleging trademark infringement and five other causes of action against Defendants Food All The Time, Inc. dba Mr. Pizza Man, Victor Perez, Raymond Klein, and DOES 1-10 (collectively “Defendants”), on September 3, 2009; and

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WHEREAS, the parties stipulated to and the Court granted extensions of the date by which Defendants must respond to the complaint to November 30, 2009, and most recently, December 31, 2009;

WHEREAS El Centro Foods, Inc. requests the Court to extend the date by which Defendants must respond to the complaint to enable the parties to explore the opportunity for an early settlement of this case; and

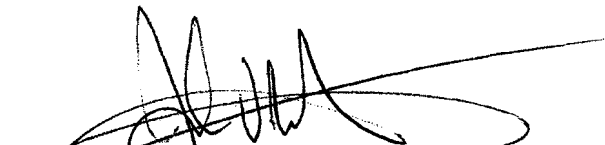
WHEREAS the parties continue to engage in good faith efforts to reach an amicable resolution of this dispute and in the interest of expeditiously resolving their disputes and not to unnecessarily cause delay with the Court;

THEREFORE El Centro Foods, Inc., Food All The Time, Inc. dba Mr. Pizza Man, Victor Perez, and Raymond Klein, by and through their respective attorneys, hereby stipulate, subject to the approval of the Court, to extend the date by which Defendants must respond to this complaint to January 30, 2010.

Dated: December 28, 2009



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So Ordered:

